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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

DANIEL CHECKMAN, Individually
And On Behalf Of All Others Similarly
Situated,

Plaintiff,

v.

ALLEGIANT TRAVEL COMPANY,
MAURICE J. GALLAGHER, JR., and
SCOTT SHELDON,

Defendants.

Case No: 2:18-cv-03417-JFW-AS

**JOINT STIPULATION TO
TRANSFER VENUE TO THE
DISTRICT OF NEVADA**

1 Lead Plaintiff Charles Brendon, individually and on behalf of all others similarly
2 situated (“Plaintiff”), by and through his respective counsel, and Defendants Allegiant
3 Travel Company (“Allegiant”), Maurice J. Gallagher, Jr., and Scott Sheldon (the
4 “Individual Defendants”), by and through their respective counsel (collectively,
5 “Defendants,” and with Plaintiff, the “Parties”), hereby submit this Joint Stipulation to
6 Transfer Venue to the United States District Court for the District of Nevada pursuant to 28
7 U.S.C. § 1404(a).

8 WHEREAS, on April 24, 2018, Plaintiff Daniel Checkman filed a complaint in the
9 United States District Court for the Central District of California, captioned *Checkman v.*
10 *Allegiant Travel Company, et al.*, No. 2:18-cv-03417, alleging violations of Sections 10(b)
11 and 20(a) of the Securities Act of 1933 (the “Securities Act”), which case was assigned to
12 the Honorable John F. Walter;

13 WHEREAS, for the convenience of the parties and witnesses and the interests of
14 justice, 28 U.S.C. § 1404(a) permits a court to transfer any action to any other district where
15 the action might have been brought or to which all parties have consented;

16 WHEREAS, the Parties support transfer of this action from the Central District of
17 California to the District of Nevada because Defendant Allegiant is incorporated and has its
18 principal place of business in Las Vegas, Nevada; Defendants Maurice J. Gallagher, Jr., and
19 Scott Sheldon live in Las Vegas; Allegiant’s corporate witnesses reside and work in Las
20 Vegas; and the bulk of the relevant discovery, such as Allegiant’s corporate files, is located
21 in Las Vegas.

22 WHEREAS, transfer is appropriate under 28 U.S.C. § 1404(a) because this action
23 could have initially been brought in the District of Nevada;

24 WHEREAS, counsel for the Parties have met and conferred and agree that for the
25 convenience of all parties and witnesses, and in the interests of justice, this action should
26 be transferred to the District of Nevada pursuant to 28 U.S.C. § 1404(a);

27 THEREFORE, IT IS HEREBY STIPULATED AND AGREED as follows: (1) the
28 Parties stipulate to and request that the Court enter an Order transferring this action from

1 the Central District of California, to the District of Nevada, pursuant to 28 U.S.C. § 1404(a);
2 and (2) the Parties shall bear their own respective costs and fees, including attorneys' fees,
3 relating to the transfer.

4 **IT IS SO STIPULATED.**

5 Respectfully submitted this 10th day of September 2018.

6 Dated: September 10, 2018

GREENBERG TRAURIG LLP

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8 By: /s/ Daniel J. Tyukody
9 Daniel J. Tyukody
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Counsel for Defendants

13 Dated: September 10, 2018

THE ROSEN LAW FIRM, P.A.

14
15 By: /s/ Laurence M. Rosen
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Counsel for Plaintiffs

20 **ATTESTATION OF COUNSEL**

21 I, Daniel J. Tyukody, am the CM/ECF user whose ID and password are being used
22 to file this Joint Stipulation to Transfer Venue to the District of Nevada. Pursuant to Local
23 Civil Rule 5-1(i)(3), I hereby attest that Laurence M. Rosen, on whose behalf this filing is
24 jointly submitted, has concurred in this filing.
25

26 /s/ Daniel J. Tyukody
27 Daniel J. Tyukody
28

CERTIFICATE OF SERVICE

I, Daniel J. Tyukody, an attorney, hereby certify that on September 10, 2018, I caused a complete and accurate copy of the foregoing is to be served via this Court's ECM/ECF notification system, which will serve electronically to all participants in the case.

/s/ Daniel J. Tyukody
Daniel J. Tyukody.